

ARKANSAS DEPARTMENT OF EDUCATION
AMENDING ADMINISTRATIVE REGULATION

NUMBER: ADE 130

TITLE: Permanent Amendments to Rules and Regulations
Governing the Certification Laws and Regulations for
Reciprocity

EFFECTIVE DATE: October 29, 2001

STATUTORY AUTHORITY: Ark. Code Ann. §6-11-105 (Repl. 1999) and §
6-17-402

NECESSITY AND FUNCTION: To amend selected sections of the Rules and
Regulations Governing Certification Laws and
Regulations dealing with licensure reciprocity
for individuals who hold a valid or expired
standards teaching license from another state
and/or country.

PAGES FILED: ADE 130-1 through ADE 130-5

Raymond Simon, Director
Arkansas Department of Education

PROMULGATION DATE: September 10, 2001

CONTACT PERSON: Ron Tolson
#4 Capitol Mall, Room 107-B
Little Rock, AR 72201
501-682-4342

QUESTIONNAIRE FOR FILING PROPOSED RULES AND REGULATIONS
WITH THE ARKANSAS LEGISLATIVE COUNCIL AND JOINT INTERIM
COMMITTEE

DEPARTMENT/AGENCY Arkansas Department of Education
DIVISION Accountability
DIVISION DIRECTOR Dr. Charity Smith
CONTACT PERSON Ron Tolson
ADDRESS #4 Capitol Mall, Room 1007-B, Little Rock, AR 72201
PHONE NO. 501-682-4342 FAX NO. 501-682-4898

INSTRUCTIONS

- A. Please make copies of this form for future use.
- B. Please answer each question completely using layman terms. You may use additional sheets, if necessary.
- C. If you have a method of indexing your rules, please give the proposed citation after ☐ Short Title of this Rule ☐ below.
- D. Submit two (2) copies of this questionnaire attached to the front of two (2) copies of your proposed rule and mail or deliver to:

Donna K. Davis
Subcommittee on Administrative Rules and Regulations
Arkansas Legislative Council
Bureau of Legislative Research
Room 315, State Capitol
Little Rock, AR 72201

- 1. What is the short title of this rule?
Teacher Licensure for Reciprocity
- 2. What is the subject of the proposed rule? *Rules and regulations for transferring an out-of-state or out-of-country teaching license to an Arkansas teaching license.*
- 3. Is this rule required to comply with federal statute or regulations?
Yes _____ No X _____

If yes, please provide the federal regulation and/or statute citation.
- 4. Was this rule filed under the emergency provisions of the Administrative Procedures Act? Yes _____ No _____
If yes, what is the effective date of the emergency rule?

When does the emergency rule expire?

Will this emergency rule be promulgated under the regular provisions of the Administrative Procedure Act? Yes _____ No _____

5. Is this a new rule? Yes _____ No X _____

Does this repeal an existing rule? Yes _____ No X _____
If yes, please provide a copy of the repealed rule.

Is this an amendment to an existing rule? If yes, please attach a markup showing the changes in the existing rule and a summary of the substantive changes.

6. What state law grants the authority for this proposed rule? If codified, please give Arkansas Code citation. *Ark. Code Ann. § 61-11-105 and 6-17-402*
7. What is the purpose of this proposed rule? Why is it necessary? *To implement a new licensure system. Rules and Regulations must comply with new policies adopted by the State Board of Education.*
8. Will a public hearing be held on this proposed rule? Yes X _____ No _____
If yes, please give the date, time, and place of the public hearing.
July 31, 2001, 2 p.m., ADE, Room 303-A
9. When does the public comment period expire? *August 13, 2001*
10. What is the proposed effective date of this proposed rule? *October 13, 2001*
11. Do you expect this rule to be controversial? Yes _____ No X _____
If yes, please explain.
12. Please give the names of persons, groups, or organizations which you expect to comment on these rules. Please provide their position (for or against) if known.

None

PLEASE ANSWER ALL QUESTIONS COMPLETELY

July 28, 1995

DEPARTMENT Arkansas Department of Education
DIVISION Accountability
PERSON COMPLETING THIS STATEMENT Ron Tolson
TELEPHONE NO. 501-682-4243 FAX NO. 501-682-4898

FINANCIAL IMPACT STATEMENT

To comply with Act 1104 of 1995, please complete the following Financial Impact Statement and file with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE Teacher Licensure for Reciprocity

1. Does this proposed, amended, or repealed rule or regulation have a financial impact?
Yes _____ No X _____

2. If you believe that the development of a financial impact statement is so speculative as to be cost prohibited, please explain.
N/A

3. If the purpose of this rule or regulation is to implement a federal rule or regulation, please give the incremental cost for implementing the regulation.

2001-02 Fiscal Year

General Revenue N/A
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other _____
Total N/A

2002-03 Fiscal Year

General Revenue N/A
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other _____
Total N/A

4. What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule or regulation?

2001-02 Fiscal Year

None

2002-03 Fiscal Year

None

5. What is the total estimated cost by fiscal year to the agency to implement this regulation?

2001-02 Fiscal Year

None

2002-03 Fiscal Year

None

July 28, 1995

DEPARTMENT OF EDUCATION
FISCAL IMPACT STATEMENT
OF PROPOSED REGULATION
(In compliance with Acts 884 and 1253 of 1995)

Regulation Title: *Teacher Licensure for Reciprocity*

Summary Description of Regulatory Proposal:

Cite Statutory Authority for this Regulatory Proposal:

- I. Fiscal Impact on the Department: (include whether impacts are non-recurring or recurring)
 - A. Resources Required - Personnel, equipment, office space.
 None
 - B. Time Required for Implementation.
 None
 - C. Procedural Changes.
 None
 - D. Other.
 None
- II. Fiscal Impact on Local School District or Others? (Include whether impacts are non-recurring or recurring)
 - A. Resources Required - Personnel, equipment, office space.
 None
 - B. Time Required for Implementation.
 None
 - C. Procedural Changes.
 None
 - D. Other.
 None
- III. Additional Comments.

Prepared by: (Name)	Ron Tolson
(Title)	Coordinator, Professional Licensure
(Date)	7/10/01

**ARKANSAS DEPARTMENT OF EDUCATION RULES AND REGULATIONS
GOVERNING TEACHER LICENSURE BY RECIPROCITY
September 2001**

1.00 REGULATORY AUTHORITY

- 1.01** These regulations shall be known as the Arkansas Department of Education Permanent Amendments to Rules and Regulations Governing the Certification Laws and Regulations.
- 1.02** These regulations are enacted pursuant to the authority of the State Board of Education under Ark. Code Ann. § 6-11-105 and Ark. Code Ann. § 6-17-402.

2.00 PURPOSE

- 2.01** These regulations are enacted to amend selected sections of the Rules and Regulations Governing the Certification Laws and Regulations which deal with licensure reciprocity for individuals who hold a valid or expired standard teaching license from another state and/or country.

3.00 REQUIREMENTS FOR STANDARD AND PROVISIONAL LICENSURE BY RECIPROCITY

3.01 Eligibility

Any applicant possessing a valid or expired standard teaching license from another state or country.

3.02 General Requirements

- 3.02.1** An applicant shall complete the application form, criminal background check process, and provide official transcripts indicating at least a Bachelor's degree (Master's degree when required) to the Office of Professional Licensure.
- 3.02.2** An applicant shall hold or be eligible to hold a valid or expired teaching license from another state or country. A copy of the valid or expired out-of-state or out-of-country teaching license or documentation of eligibility to hold a standard out-of-state or out-of-country teaching license shall be provided to the Office of Professional Licensure.
- 3.02.3** Any individual who holds a valid or expired teaching license from another state and who has graduated from a National Council for Accreditation of Teacher Education (NCATE) or regionally accredited institution of higher education or who

holds certification from the National Board of Professional Teaching Standards (NBPTS) may make application to receive a standard Arkansas teaching license.

- 3.02.4** Any licensed teacher who has no teaching experience may apply to the Department of Education for mentoring support during the first year of teaching.
- 3.02.5** Any individual who holds a valid teaching license from another state, and who has not graduated from an NCATE, or regionally accredited institution of higher education may make application to the Non-Traditional Licensure Program where academic credentials and relevant life experiences will be evaluated.
- 3.02.6** Candidates from countries not included in the National Association of State Directors of Teacher Education and Certification (NASDTEC) agreements may make application for admission into the Non-traditional Licensure Program.
- 3.02.7** Professional exams required for out-of-state or out-of-country teacher licensure may be accepted for Arkansas teacher licensure.
- 3.02.8** All out-of-country applicants shall have their credentials evaluated by one of the private credential evaluation agencies located in the United States. The private evaluation agency shall complete a course by course evaluation of the applicants transcript, indicate the applicants major area of study, and document whether the applicants degree is equivalent to one that would have been completed at an institution of higher education in the United States. The private evaluation agency shall also document whether the professional preparation for teacher licensure out-of-country is equivalent to the preparation required for teacher licensure in the United States and the areas of teacher licensure represented by the out-of-country license.
- 3.02.9** Applicants from out-of-state or out-of-country with an expired license shall take and pass the Praxis II Specialty Area Test(s) for all areas of standard licensure and the Praxis II Principles of Learning and Teaching for the appropriate level of teacher licensure to be eligible for a standard Arkansas teaching license. Applicants with an expired license from out-of-state or out-of-country shall not be eligible for a provisional license.
- 3.02.10** Out-of-state and out-of-country applicants for teacher licensure whose current license was granted without professional exams must take and pass the Praxis II Specialty Area Test for all areas of standard licensure and the Praxis II Principles of Learning and Teaching for the appropriate level of teacher

licensure. A one-year non-renewable, provisional teaching license shall be available while the applicant clears the required testing. The provisional license shall not be issued until the applicant has submitted an application for teacher licensure, official transcripts reflecting the completion of Bachelor's Degree (Master's Degree when required), a copy of the applicants out-of-state or out-of-country standard teaching license or documentation of eligibility to hold a standard teaching license from out-of-state or out-of-country, a provisional letter of eligibility signed by a superintendent indicating the hire date, and cleared the required background checks.

3.02.11 All candidates with licensure areas/endorsements from other states or countries with reciprocity agreements through NASDTEC shall automatically receive the Arkansas equivalent licensure area(s)/endorsements provided all other licensure requirements have been met.

3.02.12 Applicants from out-of-state or out-of country with a license in special education or a related service area(s), i.e. Visual Specialist or Hearing Specialist, seeking a standard teaching license shall initially meet the standards established for such licensure in Arkansas to receive a standard teaching license. Those applicants not meeting the standards established for special education licensure shall receive a one-year, renewable, provisional teaching license that can be renewed two times. The provisional license shall not be issued until the applicant has submitted an application for teacher licensure, official transcripts reflecting a Bachelor's Degree (Master's Degree when required), copy of the out- of-state or out-of-country standard teaching license or documentation of eligibility to hold a standard teaching license from out-of-state or out-of-country, a provisional letter of eligibility signed by a superintendent indicating the hire date, and completed the required background checks. The applicant shall meet the standards established for special education licensure within three years of receiving a provisional license to be in keeping with the "highest standards" of the Individuals with Disabilities Education Act Amendments of 1997 pertaining to qualified personnel. The Office of Special Education will assist the Office of Professional Licensure in identifying the course of action for meeting Arkansas standards for licensure in special education or related service area(s). The provisional license shall be converted to a standard license upon meeting the established standards for Arkansas special education licensure.

- 3.02.13** Teachers and/or administrators being licensed in Early Childhood P-4, Elementary 1-6 or K-6, Middle School or Secondary Social Studies shall complete a three-hour course in Arkansas History before receiving a standard Arkansas teaching license. A one-year provisional teaching license shall be available for those who haven't completed the three-hour Arkansas History course. The provisional license shall not be issued until the applicant has submitted an application for teacher licensure, official transcripts reflecting a Bachelor's Degree (Master's Degree when required), a copy of the out-of-state or out-of-country standard teaching license or documentation of eligibility to hold a standard teaching license from out-of-state or out-of-country, a provisional letter of eligibility signed by a superintendent indicating the hire date and completed the required background checks. The provisional license may be converted to a standard teaching license upon presenting an official transcript reflecting the completion of the three-hour Arkansas History course to the Office of Professional Licensure.
- 3.02.14** Applicants whose standard teaching area(s) are not compatible with an Arkansas standard teaching area shall be given a one-year, renewable, provisional license in the area of Arkansas licensure which most closely parallels the out-of-state or out-of-country teaching area. The provisional license shall not be issued until the applicant has submitted an application for teacher licensure, official transcripts reflecting the completion of a Bachelor's Degree (Master's Degree when required), a copy of the out-of-state or out-of-country standard teaching license or documentation of eligibility to hold a standard teaching license from out-of-state or out-of-country, a provisional letter of eligibility signed by a superintendent indicating the hire date and completed the required background checks. The applicant must take and pass the required Praxis II Specialty Area Test(s) for the subject they will receive a standard teaching license for in Arkansas and the Praxis II Principles of Learning and Teaching for the appropriate level in order to convert the one-year provisional license to a standard teaching license. The provisional license cannot be renewed more than two times.
- 3.02.15** Applicants whose endorsements(s) are not compatible with an Arkansas endorsement area shall take the required Praxis II Specialty Area Exam(s) for the Arkansas endorsement area(s) that most closely parallels their out-of-state or out-of-country endorsement area(s) in order to add the Arkansas endorsement area(s) to their standard teaching license. In cases where the endorsement area does not have a subject specific Praxis II

Specialty Area Exam, the applicant shall complete the prescribed program of study for the endorsement area and Praxis II Exam assigned to that endorsement area.

- 3.02.16** A Provisional teaching license shall become effective for one year from the date the teacher/administrator is hired.
- 3.02.17** A Standard teaching license shall become effective January 1 of the year the license is issued and shall expire December 31 of the last year the license is valid. A Standard teaching license issued prior to January 1, 2002 shall be valid for six years if based on a Bachelor's Degree and shall be valid for ten years if based on a Master's Degree. A standard teaching license issued after January 1, 2002 shall be valid for five years.
- 3.02.18** A provisional license shall not be issued to any person possessing a valid Arkansas standard teaching license.
- 3.02.19** Applicants for licensure through reciprocity who are not licensed in what is considered to be a standard teaching area for Arkansas, shall receive a one-year, renewable, provisional license in a standard teaching area that most closely parallels course work already taken and reflected on the applicants official transcript. The provisional license shall not be issued until the applicant has submitted an application for teacher licensure, official transcripts reflecting the completion of a Bachelor's Degree (Master's Degree) when required, a copy of their out-of-state or out-of-country standard teaching license or documentation of eligibility to hold an out-of-state or out-of-country standard teaching license, a provisional letter of eligibility signed by a superintendent indicating the hire date and completed the required background checks. That provisional license will be converted to a standard teaching license once the required Praxis II assessments have been taken and passed. This provisional license cannot be renewed more than two times.